

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Eiko SEIDEL, et al.

Appln. No.: 10/567,825

Filed: February 10, 2006

For: TIME MONITORING OF PACKET RETRANSMISSIONS DURING SOFT
HANDOVER

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. Attached is an Office Action dated October 20, 2009, in the corresponding Japanese Patent Application with English translation.

The cited art is listed in the attached PTO-1449 for an indication of consideration by the examiner.

Copies of any references listed on the PTO-1449, besides U.S. patent documents are submitted herewith. International application WO 02/037872 was previously filed in the Information Disclosure Statement of February 10, 2006, and is not submitted herewith.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention; see *Beckman Instruments, Inc. v. Chemtronics, Inc.*, 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970).

Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

If any additional fee is due please charge it to Deposit Account 04-1061.

Respectfully submitted,

/James Edward Ledbetter/

Date: December 10, 2009

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